

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, October 3, 2013

10:00 AM

Board Room

Board of Commissioners

Commissioner Michael A. Alvarez, Commissioner Frank Avila, Vice-President Barbara J. McGowan, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Chairman of Finance Mariyana T. Spyropoulos, Commissioner Kari K. Steele, Commissioner Patrick D. Thompson, President Kathleen Therese Meany

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 10:00 a.m.

Roll Call

Present: 8 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

Absent: 1 - Cynthia M. Santos

Approval of Previous Board Meeting Minutes

A motion was made by Mariyana T. Spyropoulos, seconded by Debra Shore, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Recess and Reconvene as Committee of the Whole

A motion was made by Debra Shore, seconded by Patrick Thompson, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

Recess and Reconvene as Board of Commissioners

At 12:10 p.m. President Kathleen Therese Meany reconvened the regular board meeting to order

Finance Committee

Report

- 1 [13-1105](#) Report on Cash Disbursements for the Month of August 2013, in the amount of \$36,197,032.72

Attachments: [13-1105_August 2013 Cash Disbursements Summary](#)

Published and Filed

Procurement Committee

Report

- 2 [13-1109](#) Report of bid opening of Tuesday, September 17, 2013

Published and Filed

- 3 [13-1114](#) Report of bid opening of Tuesday, September 24, 2013

Published and Filed

- 4 [13-1125](#) Report on rejection of bids for Contract 13-609-11, Furnishing and Delivering Mechanical Repair Parts to Various Service Areas, estimated cost \$169,000.00

Published and Filed

- 5 [13-1130](#) Report on advertisement of Request for Proposal 14-RFP-01 Provide Food Services at the Main Office Building and at the Stickney Water Reclamation Plant and Vending Machines at Various Locations for a Thirty-Six (36) Month Period, estimated cost \$126,000.00, Account 101-15000-612490, Requisition 1364733

Published and Filed

Authorization

- 6 [13-1110](#) Authorization for payment to the Water and Wastewater Leadership Center for tuition fees for six (6) senior managers to attend an 11-day Residential Leadership Development program in an amount not to exceed \$76,500.00, Account 101-25000-601170

Approved

- 7 [13-1113](#) Authorization to accept initial annual rental bid for Contract 13-362-11 Proposal to Lease for 39-years 9.19+/- acres of District real estate located at 5700 West 41st Street in Forest View, Illinois; Main Channel Parcels 38.12 and 38.13 from Canal Storage, LLC in the amount of \$180,000.00

Attachments: [10-03-13 Canal Storage 1336211.pdf](#)

Approved

- 8 [13-1115](#) Authorization to amend Board Order of August 8, 2013, regarding Issue purchase order and enter into an agreement with SEECO Consultants, Inc., for professional engineering services on Contract 12-800-3C Geotechnical Analysis and Sub-Surface Investigation for Construction Projects, in an amount not to exceed \$810,000.00, Accounts 101-50000-612380, 201-50000-612380, 401-50000-612380, and 501-50000-612380, Requisition 1350461, Agenda Item No. 35, File No. 13-0846

Approved

- 9 [13-1127](#) Authorization for payment to National Association of Clean Water Agencies (NACWA) for 2014 membership dues in an amount not to exceed \$60,000.00, Account 101-15000-612280

Approved

Authority to Advertise

- 10 [13-1107](#) Authority to advertise Contract 13-654-11 Provide Refurbished and Factory Replacement Parts for Limitorque Valve Actuators at Various Service Areas, estimated cost \$276,000.00, Accounts 101-66000/67000/68000/69000-612600/623070/623270, Requisitions 1358191, 1356569, 1357365, 1354065
- Approved**

Issue Purchase Order

- 11 [13-1117](#) Issue a purchase order and enter into agreement with CH2M Hill Engineers, Inc., for professional engineering services for Contract 10-716-3P Wet Weather Treatment Facility and Reservoir, Lemont Water Reclamation Plant, in the amount not to exceed \$1,826,460.00, Account 401-50000-601440, Requisition 1361438
- Approved**
- 12 [13-1128](#) Issue purchase order and enter into an agreement with Motorola Solutions, Inc., for Starcom21 Radio Network Access, in an amount not to exceed \$19,950.00, Account 101-15000-612840, Requisition 1352415
- A motion was made by Frank Avila, seconded by Patrick D. Thompson, that this Agenda Item be Approved. The motion carried by the following roll call vote:**
- Aye:** 7 - Frank Avila, Barbara J. McGowan, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany
- Abstain:** 1 - Michael A. Alvarez
- Absent:** 1 - Cynthia M. Santos

- 13 [13-1136](#) Issue purchase order and enter into an agreement with LoadSpring Solutions, Inc., for hosting and support of Primavera construction scheduling software, in an amount not to exceed \$55,860.00, Account 101-27000-612820, Requisition 1366860
- Approved**

Award Contract

- 14 [13-1108](#) Authority to award Contract 13-675-12 (Re-Bid), Janitorial Services at the Calumet and Egan Water Reclamation Plants, Groups A and B, to Perfect Cleaning Service Corporation, in an amount not to exceed \$166,246.00, Accounts 101-67000, 68000-612490, Requisitions 1351588 and 1351238
- Approved**

- 15 [13-1111](#) Authority to award Contract 13-030-11, Furnish and Deliver Lubricants to Various Locations for a One (1) Year Period, Items 1 and 2 to Atlas and Associates, Inc., in an amount not to exceed \$9,274.00, Items 3, 12, 14, 16 and 17 to Mid-Town Petroleum Acquisition LLC, in an amount not to exceed \$40,192.69, Items 4, 6, 7, 13 and 18 to Valdes, LLC, in an amount not to exceed \$23,658.77, and Items 5, 8, 9, 10, 11 and 15 to Feece Oil Company, in an amount not to exceed \$109,950.65, Account 101-20000-623860

Attachments: [att 13-030-11.pdf](#)

Approved

- 16 [13-1122](#) Authority to award Contract 13-029-11, Furnish and Deliver Safety Equipment to Various Locations for a One (1) Year Period, to Progressive Industries, Inc., in a total amount not to exceed \$53,830.38, Account 101-20000-623700

Attachments: [att 13-029-11.pdf](#)

Approved

- 17 [13-1135](#) Authority to award Contract 13-653-11, Underground Infrastructure Cleaning at Various Service Areas, to Sheridan Plumbing and Sewer, Inc., for an amount not to exceed \$1,131,472.00, Account 101-66000-612600, Requisition 1358228

Attachments: [APP D 13-653-11.pdf](#)

Approved

Increase Purchase Order/Change Order

- 18 [13-1112](#) Authority to increase purchase order and amend the agreement with Beveridge & Diamond, P.C. to represent the District in the case of the *United States of America and State of Illinois v. Metropolitan Water Reclamation District of Greater Chicago*; Civil Action No. 1:11-cv-08859 in an amount of \$300,000.00, from an amount of \$2,100,000.00, to an amount not to exceed \$2,400,000.00, Account 101-30000-601170, Purchase Order 3045395

Attachments: [PO 3045395 B&D 10.3.13.pdf](#)

Mariyana T. Spyropoulos lifted her earlier deferral

Approved

- 19 [13-1116](#) Authority to decrease purchase order and amend agreement with Flood Testing Laboratories, Inc., for testing and inspecting concrete and other construction materials for various construction projects, in an amount of \$100,000.00, from an amount of \$810,000.00, to an amount not to exceed \$710,000.00, Accounts 101-50000-612240 and 201-50000-612240, Purchase Order 3069074
- Attachments:** [CO Flood Testing.pdf](#)
- Deleted by the Executive Director**
- 20 [13-1118](#) Authority to increase Contract 09-176-3P Sludge Thickening Facilities, Stickney Water Reclamation Plant, to McHugh Construction in an amount of \$387,510.05, from an amount of \$165,554,571.83, to an amount not to exceed \$165,942,081.88, Account 401-50000-645650, Purchase Order 5001115
- Attachments:** [CO 09-176-3P.PDF](#)
- Approved**
- 21 [13-1119](#) Authority to increase purchase order and amend the agreement with Beveridge & Diamond, P.C. to represent the District in the case of Natural Resources Defense Council, Inc. et al. v. Metropolitan Water Reclamation District of Greater Chicago, Case No. 11-CV-2937, in an amount of \$300,000.00, from an amount of \$1,300,000.00, to an amount not to exceed \$1,600,000.00, Account 101-30000-601170, Purchase Order 3069593
- Attachments:** [Beveridge att..PDF](#)
- Mariyana T. Spyropoulos lifted her earlier deferral*
- Approved**
- 22 [13-1121](#) Authority to decrease purchase order and amend the agreement with Satyam Technologies, Inc., for Contract 07-RFP-10 professional SAP services in an amount of \$123,475.20, from an amount of \$4,395,663.00, to an amount not to exceed \$4,272,187.80, Account 101-27000-601170, Purchase Order 3049860.
- Attachments:** [PO 3049860 Change Order Log.PDF](#)
- Approved**

- 23 [13-1123](#) Authority to increase purchase order and exercise an option to extend agreement for one year, for Contract 12-RFP-01 Perform Federal Legislative Consulting Services, with Carmen Group, Inc., in an amount not to exceed \$417,600.00, Account 101-15000-601170, Purchase Order 3071591

Attachments: [Attachment 12-RFP-01.pdf](#)

Mariyana T. Spyropoulos lifted her earlier deferral

Approved

- 24 [13-1124](#) Authority to increase purchase order and exercise an option to extend agreement for one year, for Contract 12-RFP-02 State Legislative Liaison Consulting Services, with Kevin J. Fitzpatrick, in an amount not to exceed \$102,000.00, Account 101-15000-601170, Purchase Order 3071068

Attachments: [Attachment 12-RFP-02.pdf](#)

Approved

- 25 [13-1134](#) Authority to increase purchase order and amend the agreement with Todd V. Royer, PhD for professional services in connection with Natural Resource Defense Council, Inc. et al. v. Metropolitan Water Reclamation District of Greater Chicago, Case No. 11 C 2937, in an amount not to exceed \$180,000.00, from an amount of \$9,500.00, to an amount not to exceed \$189,500.00, Account No. 101-30000-601170, Purchase Order 3078228.

Mariyana T. Spyropoulos lifted her earlier deferral

Approved

- 26 [13-1138](#) Authority to increase purchase orders and exercise an option to extend the agreements for one year, for Contract 12-RFP-03 State Legislative Consulting Services with Charles R. Vaughn, in an amount not to exceed \$21,000.00, Ado Leo Rugai, Attorney and Counselor at Law, in an amount not to exceed \$21,000.00, and Miguel A. Santiago Consulting, Inc., in an amount not to exceed \$19,999.98, Account 101-15000-601170, Purchase Orders 3071597, 3071598, and 3071643

Attachments: [12-RFP-03 PO 3071597.pdf](#)
 [12-RFP-03 PO 3071598.pdf](#)
 [12-RFP-03 PO 3071643.pdf](#)

Approved

- 27 [13-1132](#) Authority to increase purchase order and amend the agreement with Superior Industrial Equipment, L.L.C., for Services to Repair Mechanical Seals of Sludge Pumps at the Stickney Water Reclamation Plant and to Repair Mechanical Seals of Digester Sludge Recirculation Pumps at the Calumet Water Reclamation Plant, in an amount of \$54,000.00, from an amount of \$114,002.02, to an amount not to exceed \$168,002.02, Accounts 101-69000-612650, Purchase Orders 3066351 and 3068349

Attachments: [Superior Industrial Equip. 3066351 & 3068349 082913.pdf](#)

Approved

- 28 [13-1140](#) Authority to increase Contract 11-626-11, Security Services at the Lockport Powerhouse, to Universal Security, Corp., in an amount of \$34,025.26, from an amount of \$269,204.98, to an amount not to exceed \$303,230.24, Account 101-66000-612490, Purchase Order 5001235

Attachments: [DOC001.PDF](#)

Approved

Judiciary Committee

Authorization

- 29 [13-1079](#) Authority to settle the Workers' Compensation Claim of Andrew O'Neill vs. MWRDGC, Claim No. 0200005067, Illinois Workers' Compensation Commission (IWCC), in the sum of \$25,111.50. Account 901-30000-601090

Approved

Real Estate Development Committee

Authorization

- 30 [13-1102](#) Authority to commence statutory procedures to lease approximately 5.8+/- acres of District real estate located south of Oakton Street and east of the CTA railroad tracks in Skokie, Illinois and known as North Shore Channel Parcels 5.01, 5.02 and 5.03

Attachments: [10-03-13 Strategic.pdf](#)

Approved

Miscellaneous and New Business

Resolution

- 31 [13-1101](#) RESOLUTION sponsored by the Board of Commissioners recognizing National Save for Retirement Week

 Adopted

Approval of the Consent Agenda with the exception of Items: 12, 19, and 32

A motion was made by Mariyana T. Spyropoulos, seconded by Frank Avila, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 8 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Absent: 1 - Cynthia M. Santos

Ordinance

- 32 [O13-002](#) Ordinance O13-002 An Ordinance to Adopt the Watershed Management Ordinance with an effective date of May 1, 2014 (*As Revised*)

Attachments: [Final WMO Ordinance](#)
 [Adopt WMO Ordinance Bd Ltr \(STORM\)](#)

A motion was made by Debra Shore, seconded by Mariyana T. Spyropoulos, that this Ordinance be Adopted. The motion carried by the following roll call vote:

Aye: 8 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Absent: 1 - Cynthia M. Santos

Meeting Summary

Speakers

George Blakemore, concerned citizen, voiced concerns on various items (Re: Finance Item #5, Procurement Item #6, #23, and Real Estate Item #30)

Summary of Requests

David St. Pierre

1 Frank Avila requested a list of managers that have attended the program in the past (Re: Procurement Item #6)

2 Frank Avila requested a report on the training (Re: Miscellaneous and New Business Item #32)

3 Debra Shore requested a memo regarding the U.S. Supreme Court's decision regarding the watershed management ordinance

4 Barbara J. McGowan requested dates and times of the District's participation in the Water Environment Federation's Annual Technical Exhibition and Conference (WEFTEC)

Study Session

None

Announcements

None

Board Letter Submission Dates

The next regular board meeting is scheduled for October 17, 2013, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: October 4, 2013

Date all agenda items are due to the Executive Director: 1:00 p.m., October 9, 2013

Adjournment

A motion was made by Mariyana T. Spyropoulos, seconded by Debra Shore, that when the Board adjourns, it adjourns to meet again on Thursday, October 17, 2013 at 10:00 a.m., and also move that today's meeting be adjourned. The motion carried by the following roll call vote:

/s/ Jacqueline Torres, Clerk

Aye: 8 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Absent: 1 - Cynthia M. Santos

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this October 3, 2013, are hereby approved.

APPROVED:

/s/ Kathleen Therese Meany

President Board of Commissioners of the

Metropolitan Water Reclamation District of Greater Chicago

October 3, 2013